

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE, NORTH CAROLINA

The telephone number for the United States Bankruptcy Court is (704) 350-7500

In response to COVID-19, hearings scheduled before Judge J. Craig Whitley for May 24 - 28, 2021 will be held telephonically or virtually via Microsoft Teams. Below is the weekly calendar of hearings. Please see the daily calendars for the dial-in information for telephonic hearings, and the point of contact for the needed link, codes and dial-in information for virtual hearings.

05/24/2021

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

MONDAY, MAY 24, 2021

9:30 a.m. (Telephonic Hearings)

- 1) 7 Margaret A. Bevington 20-30283 Hearing on Debtors' Motion for
Bettie A. Ingram Sanctions [Guy Roofing, Inc.] for
Violations of the Discharge Injunction
(19)

PREVOST
TAYLOR, TR.

- 2) 7 Jeffrey T. Rabon 20-31014 Hearing on Trustee's Objection to
Kindra T. Rabon Exemptions (18)

JOHNSON
SHUFORD, TR.

3) 7 Jude S. Colangelo 19-30878 Hearing on Trustee's Motion to Determine Refund Due to Estate Pursuant to 11 U.S.C. § 505 (64)

WRIGHT
SHUFORD, TR.

CON'T TO 7/26

4) 7 Khaled Ahmed 19-31248 Hearing on Trustee's Motion to Determine Refund Due to Estate Pursuant to 11 U.S.C. § 505 (33)
Manel Ahmed

HANDS
SHUFORD, TR.

CON'T TO 7/26

5) 7 Khosrow Gharavi 20-30538 Hearing on Trustee's Motion to Determine Refund Due to Estate Pursuant to 11 U.S.C. § 505 (64)
Maryam Zangeneh

JOHNSON
SHUFORD, TR.

CON'T TO 7/26

6) Adv Heather W. Culp, 20-3065 2nd continued status hearing (9)
Ch. 7 Trustee Ch. 7
v. 20-30588
Dashawn M. Miller

CULP
PRO SE

CON'T 6/28

7) 7 Luredia K. Cooper 21-30102 Court Order for Debtor to Appear and Show Cause [for dismissal of case] (19)

PRO SE
WRIGHT, TR.

8) 7 Jinnellys LaViera 21-30267 Court Order for Debtor to Appear and Show Cause [for dismissal of case] (7)

PRO SE
HAYES, TR.

11:30 a.m. (In-person Hearing)

- 9) 13 James E. Baker, III 19-40002 2nd continued compliance hearing regarding Debtor's Motion to Compel Disclosure of Information Related to Property of the Estate (54)
- Continued hearing on Trustee's Motion for Order Converting Case to Chapter 7 Proceeding (61)

PRO SE
TATE, TR.

2:00 p.m. (Virtual Hearing via Microsoft Teams)

- 10) 7 BAAC Business Solutions, Inc. 21-30114 Hearing on Trustee's Motion Extending Time to Assume or Reject Franchise Agreement Pursuant to § 105 and § 365 (40)

CUMMINGS
CULP, TR./WOODMAN

05/25/2021

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

TUESDAY, MAY 25, 2021

9:30 a.m. (Telephonic Hearings)

- 1) 11 Ace Motor Acceptance Corporation 18-30426 2nd continued hearing for status regarding Order in Aid of Consummation (389 / 278)
HENDERSON

- 2) 11 Calvin R. Kennedy Cynthia M. Kennedy 20-30208 9th continued hearing on Motion of Wilmington Savings Fund Society, FSB, d/b/a Christiana Trust to (1) Enjoin Use of Cash Collateral; (2) to Determine Proceeding Single Asset Real Estate Case; and (3) Alternatively, for Relief from Stay (32); Debtors' Response (34)
HENDERSON
PETTIT
ABEL, BA

- 3) 11 Redf Marketing, LLC 12-32462 3rd continued hearing on Motion of The Finley Group for Status Hearing or, in the Alternative, to Enforce Settlement Agreement and Settlement Order (672)
HOUSTON

4) Adv Matthew W. Smith 20-03009 6th continued hearing on Defendant's
Ch. 11 Trustee for Ch. 11 Motion to Compel (25/26); Plaintiff's
BK Racing, LLC 18-30241 Reply Brief (32); Defendant's Reply
v. Brief Supporting its Motion to Compel
Iowa City Capital (34)
Partners, LC

6th continued hearing on Plaintiff's
Motion to Compel (27); Defendant's
Objection (31)

5th continued hearing on Plaintiff's
Motion for Protective Order (33)

HOUSTON
WEINER

5) 11 Aarna Hotels, LLC 21-30249 Continued hearing on Debtor's Motion
to Use Cash Collateral (6/27)

WRIGHT

6) 11 Sri Vari CRE 21-30250 Continued hearing on Debtor's Motion
Development LLC to Use Cash Collateral (6/26)

WRIGHT

2:00 p.m. (Microsoft Teams Virtual Hearing)

- 7) Adv Ballantyne Brands, LLC 21-3001 Continued hearing on Defendant's
v. Ch. 11 Motion to Dismiss (5); Plaintiff's
Bradley Trawick 19-30083 Response and Brief of Law in
Opposition to Defendant's Motion
to Dismiss (11); Defendant's Reply
in Support of Motion to Dismiss (12);
Defendant's Supplement to Motion to
Dismiss (15)

WRIGHT
HUYNH

- 8) Adv Ballantyne Brands, LLC 21-3002 Continued hearing on Defendant's
v. Ch. 11 Motion to Dismiss (7); Plaintiff's
John J. Wiesehan, Jr. 19-30083 Response and Brief of Law in
Opposition to Defendant's Motion
to Dismiss (8); Defendant's
Supplement to Motion to Dismiss (12)

WRIGHT
PARRISH

- 9) Adv Ballantyne Brands, LLC 21-3003 Continued hearing on Defendant's
v. Ch. 11 Motion to Dismiss (5); Plaintiff's
John Wiesehan, III 19-30083 Response and Brief of Law in
Opposition to Defendant's Motion
to Dismiss (11); Defendant's Reply in
Support of Motion to Dismiss (12);
Defendant's Supplement to Motion to
Dismiss (15)

WRIGHT
HUYNH

10) Adv Ballantyne Brands, LLC 21-3004 Continued hearing on Defendant's
v Ch. 11 Motion to Dismiss (7); Plaintiff's
Justin Wiesehan 19-30083 Response and Brief of Law in
Opposition to Defendant's Motion to
Dismiss (8); Supplement to
Defendant's Motion to Dismiss (12)

WRIGHT
PARRISH

11) Adv Ballantyne Brands, LLC 21-3005 Continued hearing on Defendant's
v Ch. 11 Motion to Dismiss (7); Plaintiff's
Todd Millard 19-30083 Response and Brief of Law in
Opposition to Defendant's Motion to
Dismiss (8); Supplement to
Defendant's Motion to Dismiss (12)

WRIGHT
PARRISH

05/27/2021

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

THURSDAY, MAY 27, 2021

9:30 a.m. (Microsoft Teams Virtual Hearing)

Adv	Aldrich Pump, LLC, <i>et al.</i>	20-3041	<i>Please refer to the case docket for the Notice of Proposed Agenda of Matters Scheduled for Hearing.</i>
	v.	Ch. 11	
	Those Parties to Actions Listed on Appendix A to Complaint and John and Jane Does 1-1000	20-30608	

MILLER

05/28/2021

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
SHELBY DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

FRIDAY, MAY 28, 2021

Steven G. Tate, Trustee

9:30 a.m. (Telephonic Hearings)

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|----|----|--|----------|---|
| 1) | 13 | Jennifer Mitchell | 16-40333 | Hearing on Trustee's Motion to Dismiss Case (74) |
| | | SHEEK | | |
| | | ----- | | |
| 2) | 13 | Ronald C. Lancaster
Teresa G. Lancaster | 17-40150 | Hearing on Debtors' Motion to Modify Confirmed Plan to Use Funds to Pay Off Plan Earlier Than the Originally Confirmed Time Frame of Sixty Months (38); Trustee's Response (39) |
| | | TAYLOR | | |
| | | ----- | | |
| 3) | 13 | James A. Roberts, Jr. | 18-40395 | Hearing on Trustee's Motion to Dismiss Case (39) |
| | | JONAS | | |
| | | ----- | | |
| 4) | 13 | Timothy B. Holman
Olga D. Holman | 20-40029 | Hearing on Debtors' Motion to Modify Plan (60) |
| | | CUMMINGS | | |
| | | ----- | | |

- 5) 13 Marvin W. Nelon, Jr. 21-40084 Court Order for Debtor to Appear and Show Cause for Dismissal of Case (6/1)
WILLCOX

- 6) 13 Michael C. Tolley 20-40229 Continued hearing on Objection of J. P. Morgan Chase Bank, N.A. to Confirmation (26/2)
Sheila B. Tolley

Continued hearing on Debtors' Objection to Claim [JP Morgan Chase Bank, N.A. Claim #16] (21); Trustee's Response (23); Response of J.P. Morgan Chase Bank, N.A. (27)

HAY
EDWARDS

- 7) 13 Gregory A. Freeman 19-40106 Hearing on Trustee's Motion to Dismiss Case (77)
FARMER

- 8) 13 Paul D. Anderson, Jr. 19-40278 9th continued hearing on Trustee's Motion to Dismiss Case (41)
Jennifer S. Anderson

FARMER

- 9) 13 James K. Bryant 21-40032 Hearing on Objection of Home Point Financial Corporation to Confirmation of Debtor's Chapter 13 Plan (15/6)

FARMER
REDMAN

- 10) 13 Debra S. Smith 13-40602 Continued hearing on Debtor's Motion for Contempt and for Sanctions [NewRez Mortgage doing business as PHH Mortgage Services] (67)

MCKEE

- 11) 13 Kenneth D. Smith 15-40517 Hearing on Trustee's Motion for Entry
Tracy W. Smith of Discharge and Certification
Regarding Plan Completion (55/54);
Trustee's Response (57)

McKEE

- 12) 13 Fachon N. Toms 16-40162 Hearing on Trustee's Motion to Deem
Mortgage Loan Account Current (47);
Response of Carrington Mortgage
Services (48)

McKEE
VINING

- 13) 13 Michael S. Stevenson 20-40036 3rd continued hearing on Trustee's
Motion to Dismiss Case (25)

MCKEE

- 14) 13 Brenda H. Peterson 18-40016 Hearing on Debtor's Motion to Modify
Plan (42); Trustee's Response (44)

PLANER

- 15) 13 Melissa A. Dalton 18-40080 Continued hearing on Trustee's
Motion to Dismiss Case (40)

Hearing on Debtor's Motion to Modify
Plan (42); Trustee's Response (45)

PLANER

- 16) 13 Kenneth E. Ervin 19-40399 Continued hearing on Trustee's
Willie Mae Ervin Motion to Dismiss Case (43)

PLANER

- 17) 13 Anita M. Flynn 21-40016 Hearing on Objection of Wells Fargo Bank, N.A. to Confirmation of the Chapter 13 Plan (13/3)
- PLANER
JONAS
-
- 18) 13 Lori A. Ross 18-40065 Hearing on Debtor's Motion to Approve Insurance Settlement and to Have Trustee Hold Remaining Funds to Make Final Chapter 13 Plan Payment (51); Trustee's Response (53)
- W. S. GARDNER
-
- 19) 13 Todd W. Crisp 18-40225 Hearing on Trustee's Motion to Dismiss Case (67)
- Hearing on Debtor's Motion to Modify Plan (69)
- W. S. GARDNER
-
- 20) 13 Desiree L. Harris 19-40466 Continued hearing on Trustee's Motion to Dismiss Case or Modify Plan (44)
- W. S. GARDNER
-
- 21) 13 Melissa D. Freeman 16-40262 Hearing on Trustee's Motion to Dismiss Case (24)
- LUTZ
-

22) 13 David B. Melton 20-40183 Hearing on Trustee's Motion to Modify Plan and Set Liability of Debtors as to Claims (20); Debtors' Response (22)

Hearing on Debtors' Objection to Proof of Claim [LVNV Funding LLC] (21); Debtors' Amendment to Objection (23); Trustee's Response (24)

Hearing on Debtors' Motion for Authority to Sell Property and Modify Plan (25); Trustee's Response (26)

LUTZ

23) 13 Brenda P. Conard 20-40189 Hearing on Trustee's Motion to Dismiss Case (22)

LUTZ

24) 13 Helen B. Jackson 21-40000 Hearing on Trustee's Motion to Dismiss Case (16)

Hearing on Motion of Credit Acceptance Corporation for Relief from the Automatic and Co-Debtor Stays (17); Debtor's Response (18)

LUTZ

25) 13 Angela J. Fowler 21-40004 Continued hearing on Objection of Bambi Watkins to Confirmation of Chapter 13 Plan (9/10/2)

LUTZ

W. S. GARDNER

26) 12 Katherine M. Pfaff 12-40126 Hearing on Debtor's Motion to Turnover Funds and for Violations of Discharge Order [State of California Tax Board] (159/160)

W.S. GARDNER

27) 12 Jeffery L, Benfield 21-40009 4th continued hearing on Motion of PNC Bank, National Association to Dismiss Chapter 12 Bankruptcy or, in the Alternative, Relief from the Automatic Stay (6); Debtors' Response (20); Consent Order Granting in Part Motion to Dismiss Chapter 12 Bankruptcy or, in the Alternative, Relief from the Automatic Stay (38)

Hearing on Debtors' Motion for Order Approving Sale and Transfer of Real Property, Free and Clear of Liens, and for Order Directing Disbursements (32); Response of PNC Bank, National Association (34)

Hearing on Debtors' Motion for Extension of Time to File Plan (35)

JOHNSON
EDWARDS

10:30 a.m. (Telephonic Hearings)

28) 11 Debra H. Beam 16-40485 Continued status hearing regarding
Order in Aid of Consummation
(277/268)

JOHNSON

29) Adv HMBC Inc. d/b/a 20-04002 Pretrial Conference (41)
American Restoration Ch. 7
v. 20-40080
Lawrence E. Wyatt and
Mandy T. Wyatt

W. S. GARDNER

PRO SE

PRO SE

30) Adv Jimmy R. Summerlin, Jr., 21-4002 Hearing on Plaintiff's Motion to
Chapter 7 Trustee Ch. 7 Approve Compromise and Settlement
v. 20-40178 (12)
Michael J. Devere and
Debbie S. Devere

SUMMERLIN

PRO SE

PRO SE

11:00 a.m. (Microsoft Teams Virtual Hearing)

31) 13 Anthony K. Maness 20-40177 Continued hearing on Objection of
Gina B. Maness RNS Servicing, LLC to Chapter 13 Plan
(35/21)

W. S. GARDNER

WINFREE

NO COURT

HONORABLE J. CRAIG WHITLEY

**THERE ARE NO HEARINGS SCHEDULED FOR
WEDNESDAY, MAY 26, 2021**

**SCHEDULE CHANGES OCCUR DAILY;
PLEASE REFER TO ANY FILED NOTICES,
OR ADVISE THE COURT IF THERE IS A NEED
FOR A SPECIAL HEARING DATE.**